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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15
16 UNITED STATES OF AMERICA,) CR No.: 05-00294 MAG
17)
18 Plaintiff,) STIPULATION AND
19 v.) ORDER EXCLUDING TIME
20 ELIAS DEJESUS MEDRANO,)
21)
22 Defendant.)

23 On July 26, 2005, the parties in this case appeared before the Court for an initial appearance
24 and identification of counsel. At that time, the parties stipulated that time should be excluded
25 from the Speedy Trial Act calculations from July 26, 2005 to September 9, 2005 for continuity of
26 counsel and for effective preparation of defense counsel. The parties represented that granting
27 the continuance was the reasonable time necessary for continuity of defense counsel and effective
28 preparation of defense counsel, taking into account the exercise of due diligence. See 18 U.S.C.

1 § 3161(h)(8)(B)(iv). The parties also agreed that the ends of justice served by granting such a
2 continuance outweighed the best interests of the public and the defendant in a speedy trial. See
3 18 U.S.C. § 3161(h)(8)(A).

4 SO STIPULATED:

5 KEVIN V. RYAN
United States Attorney

6 
7 DATED: 7/26/05
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9 ROBERT D. REES
Assistant United States Attorney

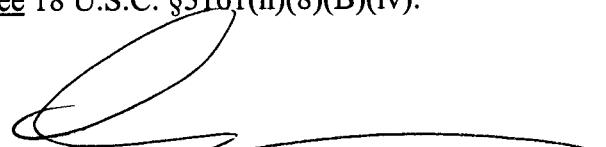
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11 DATED: 7/26/05
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13 JOSH COHEN
Attorney for Mr. Medrano

14 As the Court found on July 26, 2005, and for the reasons stated above, the Court finds that an
15 exclusion of time between July 26, 2005 and September 9, 2005 is warranted and that the ends of
16 justice served by the continuance outweigh the best interests of the public and the defendant in a
17 speedy trial. See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance
18 would deny Mr. Medrano continuity of counsel and would deny defense counsel the reasonable
19 time necessary for effective preparation, taking into account the exercise of due diligence, and
20 would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

21 SO ORDERED.

22 DATED: 7/28/05
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24 
25 EDWARD M. CHEN
United States Magistrate Judge
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